

REMARKS

Claims 1, 27, 37, 42 and 48 are pending in this application, of which claim 1 has been amended. No new claims have been added.

Claims 1 and 42 stand rejected under 35 U.S.C. § 103(a) as unpatentable over U.S. Patent 6,761,454 to Lai et al. (hereafter "Lai et al.") in view of U.S. Patent 4,355,871 to Nevyas et al. (hereafter "Nevyas et al.").

Applicants respectfully traverse this rejection.

On page 4 of the Office Action, the Examiner indicated that in Applicant's previous response claim 1 was amended to recite the free-form-surface prism but not the deviation angle correcting prism, which were both recited in cancelled claim 22, which was allowable. Neither Lai et al. nor Nevyas et al. disclose a deviation angle correcting prism.

Accordingly, claim 1 has been amended to recite this element, and the 35 U.S.C. § 103(a) rejection should be withdrawn.

A telephone interview conducted with the Examiner on February 9, 2009 confirmed the understanding expressed above.

However, the Examiner indicated that a new search would have to be conducted.

The Examiner has indicated that claims 27, 37, and 48 would be allowable if written in independent form.

Applicant respectfully defers this action until an Advisory Action, if any, is received.

Application No. 10/549,854
Amendment dated February 13, 2009
After Final Office Action of November 13, 2008

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Docket No.: 80220(302735)

Applicant submits that no fees are due at this time. The Office is hereby authorized and requested to charge Deposit Account No. **04-1105** for any fees that may be necessary to have this paper entered and considered.

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Respectfully submitted,

Customer No.: 21874

By



William L. Brooks

Registration No.: 34,129

EDWARDS ANGELL PALMER & DODGE
LLP

P.O. Box 55874

Boston, Massachusetts 02205

(202) 478-7376

Attorneys/Agents For Applicant